

UNITED STATES OF AMERICA,)	CASE NO. 8:11CR112
)	
Plaintiff,)	
)	
vs.)	AMENDED
)	TENTATIVE FINDINGS
WILLIAM P. BOUDA,)	
)	
Defendant.)	

The Court also received the Defendant's motion for downward departure and supporting brief via e-mail, as the Court's CM/ECF system was down when defense counsel attempted to file those papers. Defense counsel is advised to file the motion and brief as soon as possible, as they will not be included in the record unless they are filed.

1. The Court's tentative findings are that the PSR is correct in all respects;

2. If **any** party wishes to challenge these tentative findings, the party shall immediately file in the court file and serve upon opposing counsel and the Court a motion challenging these tentative findings, supported by (a) such evidentiary materials as are required (giving due regard to the requirements of the local rules of practice respecting the submission of evidentiary materials), (b) a brief as to the law, and (c) if an evidentiary hearing is requested, a statement describing why an evidentiary hearing is necessary and an estimated length of time for the hearing;

3. Absent submission of the information required by paragraph 2 of this Order, my tentative findings may become final;

4. Unless otherwise ordered, any motion challenging these tentative findings shall be resolved at sentencing; and

5. The Defendant's motion for downward departure (Filing No. __) will be heard at sentencing.

DATED this 13th day of December, 2011.

BY THE COURT:

s/ Laurie Smith Camp
United States District Judge